



EXPRESS MAIL NO: EB 132 594 952 US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: BOSCHETTI

Confirmation No. 1038

Application No.: 10/692,785

Group Art Unit: 1618

Filed: October 27, 2003

Examiner: Dameron Levest JONES

For: POLYVINYL ALCOHOL MICROSPHERES,  
INJECTABLE SOLUTIONS OF SAID  
MICROSPHERES AND THERAPEUTIC  
USES OF THE SAME  
(as amended herein)

Attorney Docket No.: 9676-314-999  
(CAM: 405916-999-056)

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. A copy of the listed document is being submitted herewith to comply with the provisions of 37 C.F.R. §§1.97 and 1.98.

No admission is made that the information cited in this Statement is, or is considered to be, material to patentability and no representation is made that a search has been made. 37 C.F.R. §§1.97(g) and (h).

The documents submitted herewith were cited by the Patentee during the Opposition of counterpart European Patent No. EP 1128816 B1. The Notice of Opposition and other references cited during the Opposition were previously submitted by Applicants in Supplemental IDS forms filed March 7, 2005 and November 7, 2006.

Applicants respectfully request that the listed document be considered by the Examiner and be made of record in the present application, and that an initialed copy of Form PTO-1449 be returned in accordance with M.P.E.P. §609.

The listed document is being submitted in compliance with 37 C.F.R. §1.97(c) after the period specified in 37 C.F.R. §1.97(b), but before the mailing date of any of a final action under 37

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April 11, 2007  
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C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an action that otherwise closes prosecution in the application.

The fee is estimated to be \$180 for filing of this submission. Please charge the required fee to Jones Day Deposit Account No. 50-3013. However, should any additional fees be required for this submission or to avoid abandonment of this application, please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

*Jan M. Pertmer*

Date: April 11, 2007

For: Anthony M. Insogna  
Tamera M. Pertmer, Ph.D. (Reg. No. 47,856)

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Enclosure

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## LIST OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

9676-314-999

APPLICATION NO.

10/692,785

APPLICANT

Boschetti

FILING DATE

October 27, 2003

GROUP

1618

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES NO

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

L01	Thanoo <i>et al.</i> (1993) "Controlled release of oral drugs from cross-linked polyvinyl alcohol microspheres," <i>J. Pharm. Pharmacol.</i> 45:16-20.

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.